

TYPE

APR 24 2001

UNITED STATES PATENT AND TRADEMARK OFFICE

## DECLARATION - USA PATENT APPLICATION

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name;

I believe I am an original, first and joint inventor of the subject matter that is claimed and for which a patent is sought on the invention entitled METHOD OF GENETIC MODIFICATION OF A WILD TYPE VIRAL SEQUENCE; the specification of which was internationally filed on **July 9, 1999**, as International Application No. **PCT/BE99/00089**, and for which the initial documents for entry into the U.S. National Phase were filed on **January 10, 2001**, and assigned U.S. Serial No. 09/743,905.

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above;

I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, § 1.56;

I hereby claim foreign priority benefits under Title 35, United States Code, § 119(a)-(d) of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

PRIOR FOREIGN APPLICATION(S)Priority  
Claimed

No.: **98870159.5** Country: **EUR. PATENT OFFICE** Date Filed: **July 10, 1998** Yes

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful, false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of first inventor: **E. Lauber**

Inventor's signature

*E. Lauber* *Kary. Recherche GRS*

Date 30th March 2001

Residence: ~~31, rue de Rotterdam, F-67000 Strasbourg, FRANCE~~

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Citizenship: **French**

*31320 CASTANET-TOLDSAN FRANCE*

Post Office Address: **Same as Above**

Full name of second inventor: **Hubert Guilley**

Inventor's signature \_\_\_\_\_ *Hubert Guilley Directeur de recherche au CNRS.*

Date 30th March 2001

Residence: **32, rue de l'Herbe, F-67370 Berstett, FRANCE**

Citizenship: **French**

Post Office Address: **Same as Above**

Full name of third inventor: **Ken Richards**

Inventor's signature \_\_\_\_\_ *Ken Richards Directeur de recherche au CNRS*

Date 30th March 2001

Residence: **2, rue Principale, F-67370 Pfulgriesheim, FRANCE**

Citizenship: **French**

Post Office Address: **Same as Above**

Full name of fourth inventor: **Gérard Jonard**

Inventor's signature \_\_\_\_\_ *Gérard Jonard Professeur à l'Université de Strasbourg.*

Date 30th March 2001

Residence: **9, quai de Chanoine Winterer, F-67000 Strasbourg, FRANCE**

Citizenship: **French**

Post Office Address: **Same as Above**

Send Correspondence To:  
**KNOBBE, MARTENS, OLSON & BEAR, LLP**

**Customer No. 20,995**

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03/16/01

Application No.: 09/743,905  
Filing Date: Herewith

PATENT  
Client Code: VANM190.001APC  
Page 1

**COPY****ASSIGNMENT - DO NOT RECORD -**

WHEREAS, We, E. Lauber, a French citizen, residing at 34, rue de Rotterdam, F-67000 Strasbourg, France; Hubert Guilley, a French citizen, residing at 32, rue de l'Herbe, F-67370 Berstett, France; Ken Richards, a French citizen, residing at 2, rue Principale, F-67370 Pfulgriesheim, France; Gérard Jonard, a French citizen, residing at 9, quai de Chanoine Winterer, F-67000 Strasbourg, France, have invented certain new and useful improvements in a METHOD OF GENETIC MODIFICATION OF A WILD TYPE VIRAL SEQUENCE for which the specification was internationally filed on **July 9, 1999**, as International Application No. **PCT/BE99/00089**, and for which the initial documents for entry into the U.S. National Phase were filed on **January 10, 2001**, and assigned U.S. Serial No. \*.

AND WHEREAS, SES EUROPE N.V./S.A. (hereinafter "ASSIGNEE"), with its principal place of business at Industriepark 15, B-3300 Tienen, BELGIUM, desires to acquire the entire right, title, and interest in and to the said improvements and the said Application:

NOW, THEREFORE, in consideration of the sum of One Dollar (\$1.00) to me in hand paid, and other good and valuable consideration, the receipt of which is hereby acknowledged, we, the said inventors, do hereby acknowledge that we have sold, assigned, transferred and set over, and by these presents do hereby sell, assign, transfer and set over, unto the said ASSIGNEE, its successors, legal representatives and assigns, the entire right, title, and interest throughout the world in, to and under the said improvements, and the said application and all divisions, renewals and continuations thereof, and all Letters Patent of the United States which may be granted thereon and all reissues and extensions thereof, and all rights of priority under International Conventions and applications for Letters Patent which may hereafter be filed for said improvements in any country or countries foreign to the United States, and all Letters Patent which may be granted for said improvements in any country or countries foreign to the United States and all extensions, renewals and reissues thereof; and we hereby authorize and request the Commissioner of Patents of the United States, and any Official of any country or countries foreign to the United States, whose duty it is to issue patents on applications as aforesaid, to issue all Letters Patent for said improvements to the said ASSIGNEE, its successors, legal representatives and assigns, in accordance with the terms of this instrument.

AND WE HEREBY covenant and agree that we will communicate to the said ASSIGNEE, its successors, legal representatives and assigns, any facts known to us respecting said improvements, and testify in any legal proceeding, sign all lawful papers, execute all divisional, continuing and reissue applications, make all rightful oaths and generally do everything possible to aid the said ASSIGNEE, its successors, legal representatives and assigns, to obtain and enforce proper patent protection for said improvements in all countries.

IN TESTIMONY WHEREOF, I hereunto set my hand and seal this 30<sup>th</sup> day of March, 2001.



E. Lauber

Notary Signature

Application No.: 09/743,905  
Filing Date: Herewith

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PATENT  
Client Code: VANM190.001APC  
Page 2  
T R I B U N A L

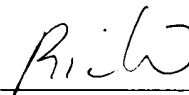
IN TESTIMONY WHEREOF, I hereunto set my hand and seal this 30th day of March, 2001



Hubert Guilley

Notary Signature

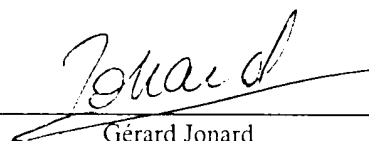
IN TESTIMONY WHEREOF, I hereunto set my hand and seal this 30th day of March, 2001



Ken Richards

Notary Signature

IN TESTIMONY WHEREOF, I hereunto set my hand and seal this 30th day of March, 2001



Gérard Jonard

Notary Signature